

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Timothy MURPHY

Application No.: 10/770,403

Filing Date: 4 February 2004

For: Methods for Treating Obesity

Art Unit: 2728

Examiner: Prebilic, Paul B.

Attorney Ref. No.: 010-001

Via EFS-Web

PETITION FOR EXTENSION OF TIME

Mail Stop APPEAL BRIEF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant respectfully Petitions for an extension of time under 37 C.F.R. § 1.136(a) to extend the period for response to the Notice of Appeal dated 30 July 2008, which set a two-month shortened statutory period for reply, the number of month(s) indicated below, to 30 November 2008.

Month(s)	<input type="checkbox"/> Large Entity Fee (fee code)	<input checked="" type="checkbox"/> Small Entity Fee (fee code)
<input type="checkbox"/> 1	\$130 (1251)	\$65 (2251)
<input checked="" type="checkbox"/> 2	\$490 (1252)	\$245 (2252)
<input type="checkbox"/> 3	\$1110 (1253)	\$555 (2253)
<input type="checkbox"/> 4	\$1730 (1254)	\$865 (2254)
<input type="checkbox"/> 5	\$2350 (1255)	\$1175 (2255)

- ☐ The period for response has previously been extended to ____; accordingly, the fee for this Petition is the difference between the fee identified above and the fee previously paid.

For the fee under 37 C.F.R. § 1.17(a) identified above for this Petition, please

- ☒ note that Applicant has directly paid the fee via EFS-Web / RAM.
☐ charge our Deposit Account No. 50-2821.
☐ find our attached check made payable to "Director of the U.S. P.T.O.".
☐ charge the credit account identified in the attached PTO-2038.

Customer Number 36844

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Respectfully submitted,

/Adam J. Cermak/

Adam J. Cermak

Reg. No. 40391

Date: 18 November 2008